

1 AN ACT relating to disabled parking placards.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 189.456 is amended to read as follows:

- 4 (1) On the application of any person who has a severe visual, audio, or physical  
5 impairment, including partial paralysis, lower limb amputation, chronic heart  
6 condition, emphysema, arthritis, rheumatism, or other debilitating condition which  
7 limits or impairs one's personal mobility or ability to walk, the county clerk in the  
8 county of the person's residence shall issue the person with a disability an accessible  
9 parking placard. In addition, any agency or organization which transports persons  
10 with a disability as a part of the service provided by that agency or organization  
11 shall receive an accessible parking placard upon application to the county clerk for  
12 each vehicle used in the transportation of persons with a disability. The accessible  
13 parking placard issued shall be a two (2) sided hanger style placard and shall on  
14 each side bear the international symbol of access adopted by Rehabilitation  
15 International in 1969, the date of expiration of the placard ***indicated by a month***  
16 ***and year hole-punch system***, a seal or other identification of the Kentucky  
17 Transportation Cabinet, and shall contain the accessible parking placard  
18 identification number and other information the Transportation Cabinet may by  
19 regulation require. The international symbol of access shall be at least three (3)  
20 inches in height, be centered on the placard and in a white color on a blue shield.  
21 Any information contained on the placard shall be written in indelible ink or  
22 inscribed in other permanent fashion so as to prevent tampering with or the  
23 changing of information contained on the placard.
- 24 (2) The county clerk shall issue an ***applicant one (1)*** accessible parking placard at no  
25 charge that shall be valid for a period of ***six (6)***~~two (2)~~ years and which may be  
26 ~~twice~~ renewed ***an unlimited number of times*** ~~for a period of two (2) years,~~  
27 without any fee being charged to the applicant. ***A placard shall expire in the***

1 applicant's birth month and may be renewed up to twelve (12) months prior to its  
 2 expiration date. Prior to each renewal, the applicant shall submit the form  
 3 identified in subsection (3) of this section. Upon renewal, a receipt and decal  
 4 shall be issued that both contain the placard number, placard expiration date,  
 5 and other information required by the Transportation Cabinet. The decal shall be  
 6 affixed to the existing placard ~~The application shall be made on a form prepared~~  
 7 ~~by the Transportation Cabinet. Placards shall be printed at cabinet expense and~~  
 8 ~~distributed to the county clerk of each county who shall keep a record of~~  
 9 ~~applications filed and placards issued].~~

10 (3) For every person seeking an accessible parking placard, proof of the disability shall  
 11 be required by:

12 (a) Evidence that the individual has a license plate for a person with a disability  
 13 as provided by KRS 186.041 or 186.042;

14 (b) The county clerk issuing the permit ascertaining that the applicant is obviously  
 15 disabled; or

16 (c) A statement from a licensed physician, chiropractor, or advanced practice  
 17 registered nurse that the applicant is a person whose mobility, flexibility,  
 18 coordination, respiration, or perceptiveness is significantly reduced by a  
 19 permanent disability to that person's arms, legs, lungs, heart, ears, or eyes. The  
 20 statement shall be on a form prescribed by the Transportation Cabinet and  
 21 shall not be dated more than sixty (60) days prior to the date of application.

22 (4) A parent or guardian of a disabled person may apply for a placard on behalf of  
 23 the disabled person by submitting the form identified in subsection (3) of this  
 24 section and a power of attorney for the disabled person.

25 (5) [(4)] The Transportation Cabinet may issue an accessible disabled placard to an  
 26 organization transporting disabled individuals. For every agency or organization  
 27 seeking an accessible parking placard for a person with a disability, application for

1 the placard shall include:

- 2 (a) Name of the agency or organization requesting use of an accessible parking  
3 placard;
- 4 (b) Number of vehicles being used in the transportation of persons with a  
5 disability; and
- 6 (c) A statement from the director of the agency or organization verifying the need  
7 for the parking placard.

8 ~~(6)~~<sup>(5)</sup> The accessible parking placard shall, when the vehicle is parked in a parking  
9 space identified as accessible to a person with a disability, be displayed so that it  
10 may be viewed from the front and rear of the vehicle by hanging the placard from  
11 the front windshield rear view mirror. When there is no rear view mirror, the  
12 placard shall be displayed on the dashboard.

13 ~~[(6) A person who has not been issued a license plate for a person with a disability under  
14 the provisions of KRS 186.041 or 186.042 may be issued a second parking placard  
15 at no charge.]~~

16 (7) A person with a disability who has been issued a parking placard pursuant to this  
17 section may make application for a replacement placard by swearing in an affidavit  
18 that the original placard has been lost, stolen, or destroyed. ~~[(The replacement  
19 parking placard shall be issued at no charge by the county clerk.)]~~

20 **(8) A second, duplicate, or replacement placard may be issued at a fee of twenty**  
21 **dollars (\$20), which shall be forwarded to the road fund.**

22 ~~(9)~~<sup>(8)</sup> The Transportation Cabinet may promulgate administrative regulations  
23 pursuant to KRS Chapter 13A to implement or administer this section, **including**  
24 **but not limited to the designing of required forms and establishing criteria for**  
25 **placard issuance for organizations.**

26 ➔Section 2. KRS 189.458 is amended to read as follows:

27 (1) Upon application of any person who has a severe temporary visual, audio, or

1 physical impairment, including partial paralysis, heart condition, emphysema,  
2 arthritis, rheumatism, or other debilitating condition which limits or impairs one's  
3 personal mobility or ability to walk as defined in KRS 186.042, the county clerk in  
4 the county of the person's residence shall issue the person with a disability a  
5 temporary accessible parking placard.

6 (2) The accessible parking placard issued shall be a two (2) sided hanger style placard  
7 and shall on each side bear the international symbol of access adopted by  
8 Rehabilitation International in 1969, the date of expiration of the placard, a seal or  
9 other identification of the Kentucky Transportation Cabinet, and shall contain the  
10 accessible parking placard identification number and other information the  
11 Transportation Cabinet may by administrative regulation require. The international  
12 symbol of access shall be at least three (3) inches in height, be centered on the  
13 placard and in a white color on a red shield.

14 (3) *An initial*~~[A temporary]~~ accessible parking placard shall be issued at no charge. *A*  
15 *second, duplicate, or replacement temporary placard shall be issued at a fee of*  
16 *twenty dollars (\$20), which shall be forwarded to the road fund. A temporary*~~[by~~  
17 ~~the county clerk, and the ]~~ placard shall be valid for a period of not more than three  
18 (3) months.

19 (4) The application shall be made on a form prepared by the Transportation Cabinet.  
20 ~~[Placards shall be printed at cabinet expense and distributed to the county clerk of~~  
21 ~~each county who shall keep a record of applications filed and placards issued.]~~

22 (5) For every person seeking a temporary accessible parking placard, proof of the  
23 disability shall be required by a statement from a licensed physician, chiropractor,  
24 or advanced practice registered nurse that the applicant is a person whose mobility,  
25 flexibility, coordination, respiration, or perceptiveness is significantly reduced by a  
26 temporary disability to that person's arms, legs, lungs, heart, ears, or eyes.

27 (6) The temporary accessible parking placard, when the vehicle is parked in a parking

1 space designated as accessible to and for the use of a person with a disability, shall  
2 be displayed so that it may be viewed from the front and rear of the vehicle by  
3 hanging it from the front windshield rear view mirror. When there is no rear view  
4 mirror, the placard shall be displayed on the dashboard.

5 (7) The Transportation Cabinet may promulgate administrative regulations pursuant to  
6 KRS Chapter 13A to implement or administer this section.

7 ➔Section 3. This Act takes effect January 1, 2018.